

1 Alison K. Hurley, State Bar No. 234042  
ahurley@bremerwhyte.com  
2 Tiffany L. Bacon, State Bar No. 292426  
tbacon@bremerwhyte.com  
3 BREMER WHYTE BROWN & O'MEARA LLP  
20320 S.W. Birch Street  
4 Second Floor  
Newport Beach, California 92660  
5 Telephone: (949) 221-1000  
Facsimile: (949) 221-1001  
6  
7 Attorneys for Defendants,  
FRANK FERRARA and CHARLIE FERRARA

8  
**UNITED STATES DISTRICT COURT**  
9  
**CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**  
10

11 CORY SPENCER, an individual; DIANA  
MILENA REED, an individual; and  
12 COASTAL PROTECTION RANGERS,  
INC., a California non-profit public  
13 benefit corporation,

14 Plaintiff,

15 vs.

16 LUNADA BAY BOYS; THE  
INDIVIDUAL MEMBERS OF THE  
17 LUNADA BAY BOYS, including but not  
limited to SANG LEE, BRANT  
18 BLAKEMAN, ALAN JOHNSTON AKA  
JALIAN JOHNSTON, MICHAEL RAE  
19 PAPAYANS, ANGELO FERRARA,  
FRANK FERRARA, CHARLIE  
20 FERRARA; CITY OF PALOS VERDES  
ESTATES; CHIEF OF POLICE JEFF  
21 KEPLEY, in his representative capacity;  
and DOES 1-10,

22 Defendants.

}) Case No. 2:16-cv-2129  
}) Judge: Hon. S. James Otero  
Dept: Courtroom 10C  
}) Magistrate Judge:  
Hon. Rozella A. Oliver

})  
**EVIDENTIARY OBJECTIONS TO  
PLAINTIFFS' EVIDENCE IN  
SUPPORT OF PLAINTIFFS'  
MOTION FOR MONETARY  
SANCTIONS**

}) Date: August 23, 2017  
Time: 10:00 a.m.  
Dept: Telephonic  
})  
Complaint Filed: March 29, 2016  
Trial Date: November 7, 2017

24  
25 Defendants, FRANK FERRARA and CHARLIE FERRARA (hereinafter, the  
26 "Ferraras"), and their counsel of record, Bremer Whyte Brown & O'Meara LLP  
27 ("BWBO"), hereby submit the following evidentiary objections to the Declaration of  
28 Samantha D. Wolff filed in support of Plaintiffs', CORY SPENCER, DIANA

1 MILENA REED and COASTAL PROTECTION RANGERS, INC., Motion for  
2 Monetary Sanctions Against Defendants Charlie Ferrara, Frank Ferrara and Their  
3 Counsel of Record Bremer Whyte Brown & O'Meara ("Motion").

4 ///

5 ///

6 **Objections to the Declaration of Samantha D. Wolff in Support of**  
7 **Plaintiffs' Motion for Monetary Sanctions**

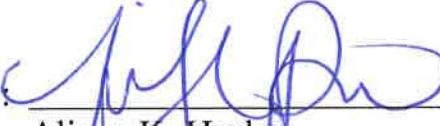
MATERIAL OBJECTED TO:	GROUND FOR OBJECTION:	RULING:
11 1. Paragraph 2, pg. 1:25-2:5: "Although 12 Charlie and Frank Ferrara were not served 13 with the Complaint until on or around 14 July 29, 2016, I believe at least Frank 15 Ferrara was aware of this action well 16 before he was served. See Docket No. 17 115. He was quoted in a Daily Breeze 18 article related to this matter, authored by 19 Megan Barnes, "Alleged Lunada Bay boy 20 named in lawsuit says surf gang doesn't 21 exist," published on April 7, 2016. I 22 downloaded this article from the Daily 23 Breeze's website at 24 <a href="http://www.dailybreeze.com/lifestyle/201_60407/alleged-lunada-bay-boy-named-in-lawsuit-says-surf-gang-doesnt-exist&amp;template=printart">http://www.dailybreeze.com/lifestyle/201_60407/alleged-lunada-bay-boy-named-in-lawsuit-says-surf-gang-doesnt-exist&amp;template=printart</a> and a true and 25 26 27	1. Objection. The Ferraras and BWBO object that the statement and referenced document lack foundation, call for speculation, lack relevance (Fed. R. Evid. 401 and 402), constitute inadmissible hearsay and double hearsay (Fed. R. Evid. 801 and 802), and that the declaration lacks personal knowledge (Fed. R. Evid. 602 and 701).	<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled

28

1 correct copy of this article is attached as  
2 Exhibit 1.

3  
4 Dated: August 21, 2017

BREMER WHYTE BROWN & O'MEARA  
LLP

5 By:   
6

7 Alison K. Hurley  
8 Tiffany L. Bacon  
9 Attorneys for Defendants  
FRANK FERRARA and CHARLIE  
FERRARA

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 20320 S.W. Birch Street, Second Floor, Newport Beach, California 92660.

On August 21, 2017, I served the within document(s) described as:

EVIDENTIARY OBJECTIONS TO PLAINTIFFS' EVIDENCE IN SUPPORT OF  
PLAINTIFFS' MOTION FOR MONETARY SANCTIONS

on the interested parties in this action as stated on the attached mailing list.

- (BY ELECTRONIC SERVICE) Complying with Code of Civil Procedure § 1010, I caused such document(s) to be Electronically Filed and Served through the \_\_\_\_\_ for the above-entitled case. Upon completion of transmission of said document(s), a filing receipt is issued to the filing party acknowledging receipt, filing and service by \_\_\_\_\_'s system. A copy of the filing receipt page will be maintained with the original document(s) in our office.

Executed on August 21, 2017, at Newport Beach, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Hailey Williams  
(Type or print name)

 Hailey Williams  
(Signature)

1                   **Cory Spencer v. Lunada Bay Boys et al.,**  
2

3                   **Case No. 2:16-cv-2129-SJO**  
4

5                   **BWB&O CLIENT: Frank and Charlie Ferrara**  
6                   **BWB&O FILE NO.: 1178.176**  
7

8                   **SERVICE LIST**  
9

10	Samantha Wolff, Esq. <b>HANSON BRIDGETT</b> 425 Market Street 26th Floor San Francisco, CA 94105 (415) 777-3200 (415) 541-9366 Fax Attorneys For PLAINTIFF  <a href="mailto:swolff@hansonbridgett.com">swolff@hansonbridgett.com</a> <a href="mailto:kfranklin@hansonbridgett.com">kfranklin@hansonbridgett.com</a>	Tyson M. Shower, Esq. <b>HANSON BRIDGETT</b> 500 Capitol Mall Suite 1500 Sacramento, CA 95814 (916) 442-3333 (916) 442-2348 Fax Attorneys For PLAINTIFFS  <a href="mailto:tshower@hansonbridgett.com">tshower@hansonbridgett.com</a>	Victor Otten, Esq. <b>OTTEN LAW, PC</b> 3620 Pacific Coast Highway Suite 100 Torrance, CA 90505 (310) 378-8533 (310) 347-4225 Fax Attorneys For PLAINTIFFS  <a href="mailto:vic@ottenlawpc.com">vic@ottenlawpc.com</a>
11	Jacob Song, Esq. <b>KUTAK ROCK LLP</b> 5 Park Plaza Suite 1500 Irvine, CA 92614 (949) 417-0999 (949) 417-5639  Attorney For CITY OF PALOS VERDES ESTATES and JEFF KEPLEY, in his representative capacity, serves as the Chief of Police Department of Defendant City of Palos Verdes Estates.  <a href="mailto:jacob.song@kutakrock.com">jacob.song@kutakrock.com</a>	J. Patrick Carey, Esq. <b>LAW OFFICE OF PATRICK CAREY</b> 1230 Rosecrans Avenue Suite 270 Manhattan Beach, CA 90266 (310) 526-2237 (310) 356-3671 Fax Attorney For ALAN JOHNSTON individual membeer of LUNADA BAY BOYS aka JALIAN JOHNSTON  <a href="mailto:pat@patcareylaw.com">pat@patcareylaw.com</a>	Aaron G. Miller, Esq. <b>THE PHILIPS FIRM</b> 800 Wilshire Boulevard Suite 1550 Los Angeles, CA 90017 (213) 244-9913 (213) 244-9915 Fax Attorneys For ANGELO FERRARA  <a href="mailto:amiller@thephillipsfirm.com">amiller@thephillipsfirm.com</a>
12	Mark Fields, Esq. <b>LAW OFFICES OF MARK C. FIELDS</b> 333 So. Hope Street Suite 3500 Los Angeles, CA 90071 (213) 617-5225 (213) 629-2420 Fax Attorney For ANGELO FERRARA  an individual member of LUNADA BAY BOYS and N.F. an individual member of LUNADA BAY BOYS  <a href="mailto:fields@markfieldslaw.com">fields@markfieldslaw.com</a>	Peter R. Haven, Esq. <b>HAVEN LAW</b> 1230 Rosecrans Avenue Suite 300 Manhattan Beach, CA 90266 (310) 272-5353 (213) 477-2137 Fax Attorneys For MICHAEL RAY PAPAYANS  <a href="mailto:peter@havenlaw.com">peter@havenlaw.com</a>	Dana Alden Fox, Esq. <b>LEWIS BRISBOIS BISGAARD &amp; SMITH, LLP</b> 633 W. 5 <sup>th</sup> Street Site 4000 Los Angeles, CA 90071 (213) 580-3858 (213) 250-7900 Fax Attorneys For SANG LEE  <a href="mailto:Dana.Fox@lewisbrisbois.com">Dana.Fox@lewisbrisbois.com</a>

28